

DS-18-02

AF-1808

1 2002 AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): Gordon L. Amidon et al.

Docket No.

PSL-10202/39

Serial No.  
09/901,214Filing Date  
July 9, 2001Examiner  
San-ming HuiGroup Art Unit  
161

Invention: DISSOLUTION RATE OF POORLY SOLUBLE DRUGS

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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.

A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed.

The fee has been calculated and is transmitted as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	20 -	20 =	0	x \$9.00	\$0.00
INDEP. CLAIMS	3 -	3 =	0	x \$42.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

No additional fee is required for amendment.

Please charge Deposit Account No. in the amount of  
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A check in the amount of to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 07-1180  
A duplicate copy of this sheet is enclosed.

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.


  
Signature

Dated:

Sept. 17, 2002

Avery N. Goldstein, Reg. No. 39,204

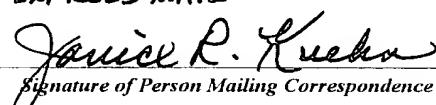
Attorney for Applicant

Gifford, Krass, Groh, Sprinkle,  
Anderson & Citkowski, P.C.280 N. Old Woodward Avenue, Suite 400  
Birmingham, MI 48009-5394  
(248) 647-6000

CC:

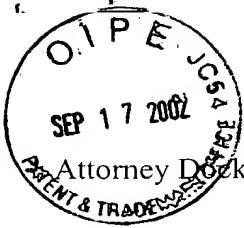
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I certify that this document and fee is being deposited on  
**Sept. 17, 2002** with the U.S. Postal Service as first  
 class mail under 37 C.F.R. 1.8 and is addressed to the  
 Assistant Commissioner for Patents, Washington, D.C.  
 20231. **EXPRESS MAIL**


  
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Attorney Docket No. PSL-10202/39

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**RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1600**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Gordon L. Amidon

Serial No.: 09/901,214

Group Art Unit: 1617

Filing Date: July 9, 2001

Examiner: San-ming Hui

For: DISSOLUTION RATE OF POORLY SOLUBLE DRUGS

#9  
AKD  
10/3/02

**RESPONSE UNDER RULE 116**

Box AF  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Responsive to the Office Action mailed July 2, 2002, entry of the following remarks is requested.

**REMARKS**

With this amendment, claims 1-20 are pending in the application. Claims 1, 12 and 15 are the only claims in independent form.

**Remarks Directed Towards Claim Rejections**

**Remarks Directed to Rejection under 35 U.S.C. 112, Second Paragraph**

Applicant acknowledges with appreciation the withdrawal of the previous rejection of claims 1-14 under 35 U.S.C. 112, second paragraph.

Claims 1-14 are newly rejected under 35 U.S.C. 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention because it is found that it is not clear what "ratio [is] encompassed by the claims." (paper 8, page 3, line 7)